

Court of Appeals, State of Michigan

ORDER

People of MI v David Eugene Tucker

Docket No. 256873

LC No. 03-000802 FH

Henry William Saad
Presiding Judge

E. Thomas Fitzgerald

Jessica R. Cooper
Judges

The Court orders that the motion for reconsideration is DENIED.

The Court orders that the motion to remand is DENIED because appellant has failed to demonstrate that the issue should be decided initially by the trial court. MCR 7.211(C)(1)(a)(i).



Presiding Judge



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 18 2005

Date



Chief Clerk